

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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|--------------------------|---|------------------------|
| IN RE AMERICAN BUSINESS | : | |
| FINANCIAL SERVICES, INC. | : | MASTER FILE NO. 05-232 |
| NOTEHOLDER LITIGATION | : | |
| | : | |

ORDER

AND NOW, this 7th day of January, 2009, it is hereby ORDERED that the opposition to settlement/motion for replacement of class counsel based on fraud and misrepresentation to the Court submitted by counsel on behalf of David Banach is DENIED.

s/Thomas N. O'Neill, Jr.
THOMAS N. O'NEILL, JR., J.